

RCE/2178
#105C
3-11-04
2200



REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Application No.	09/439,049
Filing Date	November 12, 1999
First Named Inventor	KAPLY
Group Art Unit	2178
Examiner Name	M.J. Ludwig
Atty Docket No.	AT9-99-140 (1963-7320)

Subsection (b) of 35 U.S.C. §132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA)

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.
NOTE: 37 C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission under 37 C.F.R. §1.114**

- a. ☐ Previously submitted
 - i. ☐ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on _____. (Any unentered amendment(s) referred to above will be entered).
 - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.
 - iii. ☐ Other:
- b. Enclosed
 - i. ☒ Amendment/Reply
 - ii. ☐ Affidavit(s)/Declaration(s)
 - iii. ☐ Information Disclosure Statement (IDS)
 - iv. Other:

03/05/2004 HVUONG1 00000178 1346081 09439049
01 FC:1801 770.00 DA

RECEIVED

MAR 08 2004

Technology Center 2100

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of ____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)
- b. Other:

3. **Fees**

The RCE fee under C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 13-4503.
 - i. ☒ RCE fee required under 37 C.F.R. §1.17(e)
 - ii. ☒ Extension of time fee (37 C.F.R. §§1.136 and 1.17)
 - iii. ☐ Other
- b. ☐ Check in the amount of \$ _____ enclosed.
- c. ☒ The Director is hereby authorized to charge any additional fees, or credit any overpayments, to Deposit Account No. 09-0447 Order No. AT9-99-140 (1963-7320).

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	John A. Harroun	Reg. No. (Atty/Agent)	46,339
for	Joseph C. Redmond, Jr.	Reg. No.	18,753
Signature		Date	March 4, 2004